

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK**

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**CLEVELAND HAWKINS,**

**Plaintiff,**

**v.**

**9:06- CV-1518**

**ANDREW SHAPIRO, M.D.,**

**Defendant.**

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**APPEARANCES:**

**OF COUNSEL:**

CLEVELAND HAWKINS  
04-A-3621  
Coxsackie Correctional Facility  
Box 999  
Coxsackie, NY 12051  
Plaintiff *pro se*

HON. ANDREW M. CUOMO  
Attorney General for the State of New York  
The Capitol  
New York, NY 12224  
Counsel for Defendant

DOUGLAS J. GOGLIA, ESQ.

**NORMAN A. MORDUE, CHIEF U. S. DISTRICT JUDGE**

**ORDER**

The above matter comes to me following a Report-Recommendation by Magistrate Judge George H. Lowe, duly filed on the 12<sup>th</sup> day of March 2009. Following ten days from the service thereof, the Clerk has sent me the file, including any and all objections filed by the parties herein.

After careful review of all of the papers herein, including the Magistrate Judge's Report-Recommendation, and no objections submitted thereto, it is

ORDERED that:

1. The Report-Recommendation is hereby adopted in its entirety.
2. The Defendant's motion for summary judgment (Dkt. No. 32) is granted and this case is dismissed in its entirety.
3. The Clerk of the Court shall serve a copy of this Order upon all parties and the Magistrate Judge assigned to this case.

**IT IS SO ORDERED.**

Dated: April 2, 2009  
Syracuse, New York



Norman A. Mordue  
Chief United States District Court Judge